

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE  
COMMISSION

In the Matter of:

GENERAL ADJUSTMENT OF ELECTRIC RATES ) CASE NO.  
OF KENTUCKY POWER COMPANY ) 2005-00341

MOTION OF THE ATTORNEY GENERAL FOR CONFIDENTIAL TREATMENT

Pursuant to 807 KAR 5:001 Section 7, the Attorney General hereby requests that the Public Service Commission grant confidential treatment to the compiled analysts forecasts data provided by J. Randall Woolridge on behalf of the Attorney General in response to Questions 80 86 of The Kentucky Power Company's Request for Information to the Attorney General.

In support of this Motion, the Attorney General states as follows:

1. Under the Kentucky Open Records Act, the Public Service Commission is entitled to withhold information confidentially disclosed to it from public disclosure to the extent that open disclosure would permit an unfair advantage to competitors of the entity disclosing the information to the Commission under KRS 61.878 (1)(c). Public disclosure of the information identified would create an unfair advantage for competitors of J. Randall Woolridge, a professor and consulting financial expert, by allowing them use of his research and analysis prior to his ability to publish the results of his study. Confidential protection of this same information was granted by this Commission in Case No. 2005-00042, An Adjustment of the Gas Rates of Union Light, Heat and Power Company, on August 15, 2005.

2. The assembled data, and calculations run utilizing that data, for which confidential treatment is sought was developed by Dr. Woolridge in connection with a study whose results he intends to publish, is not on file with any public agency, and is not available in its assembled format elsewhere. If publicly disclosed, other experts or consultants could use his

research and conclusions as the basis for their own articles, thereby depriving him the benefit of his work.

3. The Attorney General and Dr. Randall do not object to limited disclosure of the confidential information, pursuant to an acceptable protective agreement, to the Company and its consulting financial expert with a legitimate interest in reviewing the same for purposes of this case only.

4. In accord with the provisions of 807 KAR 5:001 Section 7, the Attorney General is filing one copy of the Response to Question 86 of The Kentucky Power Company with the confidential information highlighted and ten redacted copies, without the confidential information. The information is extremely voluminous when printed and is therefore, provided electronically, both confidential and redacted, on CD.

WHEREFORE, the Attorney General respectfully requests that the Commission grant confidential protection to the information designated as confidential for a period of five years from the date of the filing of the Response.

Respectfully submitted,



Elizabeth E. Blackford  
Assistant Attorney General  
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NOTICE OF FILING AND CERTIFICATION OF SERVICE

I hereby give notice that I have filed the original, together with one highlighted copy of the data and calculations for which confidential protection is sought, and ten true copies of the foregoing, together with 10 redacted copies of the information, with the Executive Director of the Kentucky Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky, 40601 this the 27th day of January, 2006 and certify that this same day I have served the parties by mailing a true copy, together with a redacted copy of the information, postage prepaid, to the following:

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